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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/823,080	04/13/2004	Brian Andrew Kendall	PAWO122425

CONFIRMATION NO. 3159

## FORMALITIES LETTER



\*OC000000013063107\*

26389  
 CHRISTENSEN, O'CONNOR, JOHNSON, KINDNESS, PLLC  
 1420 FIFTH AVENUE  
 SUITE 2800  
 SEATTLE, WA 98101-2347

Date Mailed: 06/24/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$361 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$811 for a Small Entity

08/24/2004 FFANAI2 00000064 10823080

01 FC:2001	385.00 OP
02 FC:2051	65.00 OP
03 FC:2201	172.00 OP
04 FC:2202	180.00 OP

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$361**
  - \$172 for 4 independent claims over 3.
  - \$189 for 21 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



MAIL STOP MISSING PARTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: B.A. Kendall et al. Attorney Docket No.: PAWO122425  
Application No.: 10/823,080 Group Art Unit: 3727  
Filed: April 13, 2004  
Title: TEAR AWAY OPENING FOR MULTI-LAYER PLASTIC PACK

TRANSMITTAL OF MISSING PARTS OF PATENT APPLICATION

Seattle, Washington 98101

August 19, 2004

TO THE COMMISSIONER FOR PATENTS:

A. Transmitted herewith are the following:

- X 1. An executed Combined Declaration and Power of Attorney.  
X 2. A copy of the Notice to File Missing Parts.  
X 3. Small entity status is asserted for this matter.

COMPUTATION OF FEE

	Number Filed		Number Extra		Rate	
Basic Fee						385
Total Claims	40 - 20	=	20	x	9	= 180
Independent Claims	7 - 3	=	4	x	43	= 172
Surcharge				+	65	65
TOTAL						\$802

B. Fees Enclosed

Enclosed is our Check No. 157511 in the amount of \$802.00 to cover the requisite fees.

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
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206.682.8100

C. Additional Fee Charges or Credit for Overpayment

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.18 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 03-1740. This authorization also hereby includes a request for any extensions of time of the appropriate length required upon the filing of any reply during the entire prosecution of this application. A copy of this document is enclosed.

Respectfully submitted,

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>



Jeffrey M. Sakoi  
Registration No. 32,059  
Direct Dial No. 206.695.1713

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date.

Date: August 19, 2004 Carolyn Johnson

JMS:cg

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